

operation. The Operator shall hold the Tribe and the Commission harmless from all claims and liability of whatever nature. The Commission shall revoke an Operator's outlet license(s) if said outlet(s) is not operated in a businesslike manner or if it does not remain financially solvent or does not pay its operating expenses and bills before they become delinquent.

(b) Insurance. The Operator shall maintain at his or her expense adequate insurance covering liability, fire, theft, vandalism, and other insurable risks. The Commission may establish as a condition of any license, the required insurance limits and any additional coverage deemed advisable, proof of which shall be filed with the Commission.

Section 503. Sovereign Immunity Preserved

Nothing in this statute shall be construed as a waiver or limitation of the sovereign immunity of the Iowa Tribe of Kansas and Nebraska or its agencies, nor their officers or employees.

Chapter Six—Violations-Penalties

Section 601. Violations-Penalties

(a) Any person who violates this ordinance or elicits, encourages, directs or causes to be violated these laws shall be guilty of an offense and subject to a fine. Failure to have a current, valid or proper license shall not constitute a defense to an alleged violation of the licensing laws or regulations. The Tribe's Court system will have jurisdiction over the proceeding.

(1) Any person convicted of committing any violation of this Ordinance shall be subject to punishment of up to one year imprisonment and/or a fine not to exceed Five Thousand Dollars (\$5,000.00).

(2) Additionally, any person upon committing any violation of any provision of this Ordinance may be subject to a civil action for trespass, and upon having been determined by the Court to have committed the violation, shall be found to have trespassed upon the lands of the Iowa Tribe, and shall be assessed such damages as the Court deems appropriate in the circumstances.

(3) Any person suspected of having violated any provision of this Ordinance shall, in addition to any other penalty imposed hereunder, be required to surrender any liquor or beer in such person's possession to the officer making the arrest or complaint. The surrendered beverages, if previously unopened, shall only be returned upon

a finding by the Court after trial that the individual committed no violation of this Ordinance.

(4) Any Operator who violates the provisions set forth herein shall forfeit all of the remaining stock in the outlet(s). The commission shall be empowered to seize forfeited products.

(5) Any stock, goods or other items subject to this Ordinance that have not been registered, licensed, or taxes paid shall be contraband and subject to immediate confiscation by the Commission or its employees or agents, PROVIDED, that within fifteen (15) days of the seizure the Commission shall cause to be filed an action against such property alleging the reason for the seizure or confiscation, and upon proof, the Court shall order the property forfeited and vested in the Iowa Tribe of Kansas and Nebraska.

Chapter Seven—Miscellaneous Provisions

Section 701. Severability

If any provision of this Ordinance in its application to any person or circumstance is held invalid, the remainder of the Ordinance and its application to other persons or circumstances is not affected.

Section 702. Effective Date

This Ordinance shall become effective upon publication of the Secretary of the Interior's certification notice in the **Federal Register**.

Section 703. Repeal of Existing Liquor Ordinance

On the Effective Date, Tribal Resolution 95-R-30 shall be repealed and of no further force or effect whatsoever, having been replaced and superseded by this ordinance.

Dated: April 6, 1998.

Kevin Gover,

Assistant Secretary—Indian Affairs.

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DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[CO-010-1060-00]

Helicopter and Motorized Vehicle Use While Gathering Wild Horses and Burros; Hearings/Meetings

AGENCY: Bureau of Land Management, Department of the Interior.

ACTION: Notice of public hearings.

SUMMARY: Two public hearings on the use of helicopters and motorized

vehicles have been scheduled in Colorado in 1998. The May 21 meeting will discuss helicopter use in the Spring Creek Herd Management Area, San Juan Resource Area. The June 22 hearing will discuss helicopter use in the Sand Wash Herd Management Area, Little Snake Resource Area; the West Douglas and North Piceance Herd Areas, White River Resource Area; and the Bookcliffs Wild Horse Range, Grand Junction Resource Area. This gives notice of the times and dates of these two hearings.

DATES: The hearings/meetings are scheduled as follows:

1. May 21, 1998, 12 Noon, Norwood, Colorado
2. June 22, 1998, 6:00 p.m., Meeker, Colorado

ADDRESSES: The hearings/meetings will be held at the following locations:

1. Norwood—Forest Service Office, 1760 East Grand, Norwood, Colorado 81401
2. Meeker—White River Resource Area Office, 73544 Highway 64, Meeker, Colorado 81641

FOR FURTHER INFORMATION CONTACT:

Valerie Dobrich, White River Resource Area, 73544 Highway 64, Meeker, Colorado 81641; Telephone (970) 878-3601.

SUPPLEMENTARY INFORMATION: The agenda will be limited to:

1. Introduction and Opening Remarks
2. Review of the Wild Horse Gathering Plans for 1998
3. Use of Helicopters in the Gather of Wild Horses
4. Public Comment Period

Robert W. Schneider,

Associate District Manager.

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DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[OR-958-0777-63; GP7-0022; ORE-03587]

Public Land Order No. 7325; Modification and Partial Revocation of Public Land Order No. 1144; OR

AGENCY: Bureau of Land Management, Interior.

ACTION: Public land order.

SUMMARY: This order establishes a 20-year term as to 949.43 acres of National Forest System lands withdrawn by a public land order for the Forest Service's Miller Lake Recreation Area. These lands have been and will remain closed to mining, but will be opened to surface entry, and will remain open to mineral leasing. This order also revokes